COVINGTON

BEIJING BRUSSELS LONDON LOS ANGELES
NEW YORK SAN FRANCISCO SEOUL
SHANGHAI SILICON VALLEY WASHINGTON

Covington & Burling LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
T +1 202 662 6000

Via ECF

September 20, 2016

Hon. Steven I. Locke
United States Magistrate Judge
100 Federal Plaza, Courtroom 820
Central Islip, NY 11722

Re: *United States v. The Town of Oyster Bay, et al.*, No. 14-cv-02317

Dear Judge Locke:

On August 30, 2016, Plaintiff filed a motion to compel discovery (ECF No. 76). On September 7, 2016, Defendant the Town of Oyster Bay ("Town") filed a letter motion seeking an extension of time for the Town's opposition, with the expectation that the Town would provide discovery obviating the need for judicial intervention (ECF No. 77). The Court granted the extension motion on September 9, 2016.

Yesterday, the Town produced to Plaintiff all of the documents sought in Plaintiff's motion to compel concerning the administration of the Next Generation housing program, and agreed to the Plaintiff's proposed procedure for inspection and scanning of hard copy documents concerning the Golden Age housing program. (*See* Attachment A hereto, September 19, 2016 letter from Brett Reynolds to Michael Goldberger and Sean Greene.)

Because those were the only two categories of documents sought by Plaintiff's motion to compel, the Town respectfully submits that the motion is now moot and should be denied without prejudice.

Respectfully submitted,
/s Christian J. Pistilli
Anthony Herman
Christian J. Pistilli
Brett C. Reynolds

Counsel for Defendants Town of Oyster Bay and John Venditto

cc: Counsel of record (via ECF)